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Total Number of Pages in This Submission

20

Application Number

10/805,625

Filing Date

March 19, 2004

First Named Inventor

Donald J. Lewis

Art Unit

3747

Examiner Name

Willis Ray Wolfe, Jr

Attorney Docket Number

81100265

ENCLOSURES (Check all that apply)

☐

Fee Transmittal Form

☐

Fee Attached

☒

Amendment/Reply

☐

After Final

☐

Affidavits/declaration(s)

☐

Extension of Time Request

☐

Express Abandonment Request

☒

Information Disclosure Statement
- PTO/SB/08A (2 pages)

☐

Certified Copy of Priority
Document(s)

☐

Reply to Missing Parts/
Incomplete Application

☐

Reply to Missing Parts
under 37 CFR 1.52 or 1.53

☐

Drawing(s)

☐

Licensing-related Papers

☐

Petition

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Petition to Convert to a
Provisional Application

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Power of Attorney, Revocation

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Terminal Disclaimer

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Request for Refund

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After Allowance Communication to TC

☐

Appeal Communication to Board
of Appeals and Interferences

☐

Appeal Communication to TC
(Appeal Notice, Brief, Reply Brief)

☐

Proprietary Information

☐

Status Letter

☐

Other Enclosure(s) (please identify
below):

Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name

Alleman Hall McCoy Russell & Tuttle LLP

Signature

Printed name

Christopher S. Tuttle

Date

December 13, 2005

Reg. No.

41,357

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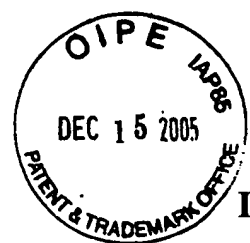
Lauren Barberena

Date

December 13, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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12/15/05

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

December 13, 2005

DONALD J. LEWIS, JOHN D. RUSSELL and JOHN O. MICHELINI

Serial No. : 10/805,625 Examiner: Willis Ray Wolfe, Jr.

Filed : March 19, 2004 Group Art Unit: 3747

For : VALVE SELECTION FOR AN ENGINE OPERATING IN
A MULTI-STROKE CYLINDER MODE

Mail Stop AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

**INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. §§ 1.56, 1.97, 1.98**

In compliance with the duty of disclosure under 37 C.F.R. §§ 1.56, 1.97, and 1.98, the following patents, publications, applications, and/or other information are being submitted and disclosed to the Office, including those listed on the enclosed Form PTO-1449, for consideration by the Examiner.

Applicants respectfully request that the disclosed information be made of record and expressly considered by the Examiner during examination of the pending application. Further, Applicants respectfully request that the disclosed items be listed on the face of any patent issuing from the pending application in the "references cited" column.

In accordance with 37 C.F.R. § 1.97 (g), the present information disclosure statement is not a representation that a search has been made.

In accordance with 37 C.F.R. § 1.97 (h), the present information disclosure statement is not an admission that the information cited in the statement is, or is considered to be, material to patentability.

12/15/2005 H01000077 061510 10805625
01 FC:1806 180.00 DA

In accordance with MPEP § 609, Applicants respectfully request that if the present application is a continuing application, all information considered by the Office in the parent application be considered in the present application, although it need not be listed on the face of the patent unless resubmitted in this or another information disclosure statement filed in this application.

Finally, the present information disclosure statement is not an admission that the information cited in the statement is, or is considered to be, prior art.

BASIS FOR CONSIDERATION BY THE OFFICE UNDER 37 C.F.R. § 1.97

☒ **37 C.F.R. § 1.97(c)**

The present information disclosure statement is being filed, to the best of Applicants' knowledge and belief, before the mailing of any of: a final action under 37 C.F.R. § 1.113, a notice of allowance under 37 C.F.R. § 1.311, or an action that otherwise closes prosecution in the application.

☐ Applicants certify that each item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement.

☐ Applicants certify that no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the statement after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 1.56(c) more than three months prior to the filing of the information disclosure statement.

OR

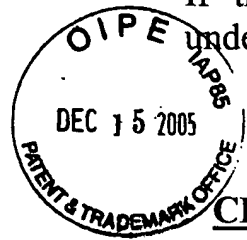
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CONTENT OF INFORMATION DISCLOSURE STATEMENT 37 C.F.R. § 1.98

The present information disclosure statement includes any information noted above, along with a Form PTO/SB/08A (2 pages).

If there are any questions regarding this submission, please contact the undersigned.



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A handwritten signature in cursive script, appearing to read "Lauren Barberena", written over a horizontal line.

Lauren Barberena

Respectfully submitted,

ALLEMAN HALL MCCOY
RUSSELL & TUTTLE LLP

A handwritten signature in cursive script, appearing to read "Chris Tuttle", written over a horizontal line.

Christopher S. Tuttle

Registration No. 41,357

Customer No. 36865

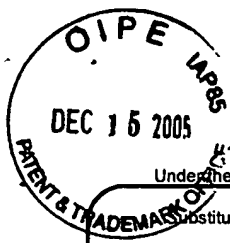
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Substitute for form 1449/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Complete if Known

Application Number	10/805,625
Filing Date	March 19, 2004
First Named Inventor	Donald J. Lewis
Art Unit	3747
Examiner Name	Willis Ray Wolfe, Jr
Attorney Docket Number	81100265

Sheet 1 of 2

U. S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
		US- 4,732,117	03-22-1988	Tanahashi et al	
		US- 4,807,495	02-28-1989	Wallace	
		US- 4,848,284	07-18-1989	Konno	
		US- 5,016,494	05-21-1991	Yamaguchi	
		US- 5,129,369	07-14-1992	Kawamura	
		US- 5,201,296	04-13-1993	Wunning et al	
		US- 5,216,987	06-08-1993	Clarke	
		US- 5,284,116	02-08-1994	Richeson, Jr.	
		US- 5,673,676	10-07-1997	Mukumoto	
		US- 5,803,040	09-08-1998	Biesinger et al	
		US- 5,947,095	09-07-1999	Kato	
		US- 6,217,480	04-17-2001	Iwata et al	
		US- 6,247,449	06-19-2001	Persson	
		US- 6,330,870	12-18-2001	Inoue et al	
		US- 6,336,436	01-08-2002	Miyakubo et al	
		US- 6,435,147	08-20-2002	Eichenseher et al	
		US- 6,523,504	02-25-2003	Miura	
		US- 6,595,183	07-22-2003	Olofsson	
		US- 6,620,076	09-16-2003	Kawamura	

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Or Relevant Figures Appear	T ⁶
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				

Examiner
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Attorney Docket Number	81100265

Sheet **2** of **2****U. S. PATENT DOCUMENTS**

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		Number-Kind Code ² (if known)			
		US- 6,691,021	02-10-2004	Takagi et al	
		US- 6,735,938	05-18-2004	Surnilla	
		US- 6,799,421	10-05-2004	Surnilla	
		US- 6,883,319	04-26-2005	Ekenberg	
		US- 6,898,927	05-31-2005	Morinaga et al	
		US- 6,907,725	06-21-2005	Szymkowicz et al	
		US- 6,912,995	07-05-2005	Miura	
		US- 6,935,295	08-30-2005	Marriott	
		US- 6,938,598	09-06-2005	Lewis et al	
		US- 2001/0003971	06-21-2001	Hori et al	
		US- 2001/0023667	09-27-2001	Miura	
		US- 2003/0070423	04-17-2003	Morinaga et al	
		US- 2003/0131820	07-17-2003	Mckay et al	
		US- 2005/0205049	09-22-2005	Lewis	
		US- 2005/0028515	02-10-2005	Fukuma et al	
		US-			
		US-			
		US-			
		US-			

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ⁶
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				

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